

Substituted by the House, on motion of Mr. Flynn of Malden, for a bill with the same title (House, No. 3041) and passed by the House to be engrossed. April 27.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty.

AN ACT GRANTING THE CONSENT OF THE COMMONWEALTH TO A
PETITION BY GEMMA FROIO.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding her failure to give notice as re-
2 quired by sections eighteen and nineteen of chapter eighty-four
3 of the General Laws, Gemma Froio of Malden may, within six
4 months after the passage of this act, bring a petition against the
5 commonwealth under the provisions of chapter two hundred and
6 fifty-eight of the General Laws for damages for injuries sustained
7 by her on or about April sixteenth, nineteen hundred and fifty-
8 seven, on a sidewalk under the control of the metropolitan dis-
9 trict commission on Highland avenue in the city of Malden. If
10 such injuries were sustained by reason of a defect or want of
11 repair in or upon said sidewalk, and such injury might have been
12 prevented, or such defect or want of repair might have been
13 remedied by reasonable care and diligence on the part of the
14 commonwealth, the court shall, if the commonwealth had or,
15 by the exercise of proper care and diligence, might have had
16 reasonable notice of the defect or want of repair, find and de-
17 termine the amount of her damages and order entry of judgment
18 therefor.

1 SECTION 2. This act shall take effect upon its passage.

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The Constitution of the Province

Section 1. The Province shall have a Constitution.

Section 2. The Constitution shall be subject to the provisions of the Act.

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Section 11. The Constitution shall be subject to the provisions of the Act.